

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

|                                    |   |                    |
|------------------------------------|---|--------------------|
| DANIEL DELATORRE,                  | ) |                    |
|                                    | ) |                    |
| Plaintiff,                         | ) | Case No. 04-626-AS |
|                                    | ) |                    |
| vs.                                | ) | ORDER              |
|                                    | ) |                    |
| JO ANNE B. BARNHART, Commissioner, | ) |                    |
| Social Security Administration,    | ) |                    |
|                                    | ) |                    |
| Defendant.                         | ) |                    |

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KING, Judge:

The Honorable Donald C. Ashmanskas, United States Magistrate Judge, filed Findings and Recommendation on April 1, 2005. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983); See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Ashmanskas' Findings and Recommendation (#12).

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IT IS HEREBY ORDERED that the decision of the Commissioner is affirmed and this case is dismissed.

Dated this 5th day of May, 2005.

/s/ Garr M. King  
Garr M. King  
United States District Judge